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15 Attorneys for Defendants Polo Ralph Lauren
16 Corporation; Polo Retail, LLC; Polo Ralph Lauren Corporation,
doing business in California as Polo Retail Corporation; and
17 Fashions Outlet of America, Inc

18
19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21

22 ANN OTSUKA, an individual; et al,
23 Plaintiff(s),

24 v.

25 POLO RALPH LAUREN CORPORATION,
26 a Delaware Corporation; et al.,

27 Defendant(s).
28

Case No. C07-02780 SI

NOTICE OF QUALIFIED NON-OPPOSITION TO
PLAINTIFFS JANICE KEEFE, CORRINE PHIPPS
AND JUSTIN KISER'S MOTION TO HAVE
PATRICK R. KITCHIN AND DANIEL L. FEDER
RELIEVED AS COUNSEL FOR PLAINTIFF
ANN OTSUKA

Date: 09/21/2007

Time: 9:00 a.m.

Judge: Hon. Susan Illston

Defendants Polo Ralph Lauren Corporation, Polo Retail, LLC, Polo Ralph Lauren Corporation, doing business in California as Polo Retail Corporation, and Fashions Outlet of America, Inc. (collectively hereafter "Polo") submit their qualified non-opposition to Plaintiffs Janice Keefe ("Keefe"), Corrine Phipps ("Phipps") and Justin Kiser's ("Kiser") Motion to have Counsel Patrick R. Kitchen ("Kitchen") and Daniel L. Feder ("Feder") Relieved as Counsel ("Motion") for co-plaintiff Ann Otsuka ("Otsuka"). Polo does not object to the substantive relief requested in Plaintiffs' Motion as filed.

Plaintiffs' Motion, as filed and served July 20, 2007, seeks to have both Kitchen and Feder relieved as counsel for Otsuka. Kitchen and Feder also filed on July 20, 2007 a Request To Be Relieved as Counsel for Keefe, Phipps and Kiser with respect to Feder only -- to which Polo similarly has no objection.

Polo does request that in the event Plaintiffs' Motion and counsel's Request is granted, and Otsuka is neither represented by new counsel nor appearing *pro se*, that the Court make such withdrawal "subject to the condition that papers may continue to be served on counsel for forwarding purposes." U.S. Dist. Ct., Local Civ. Rules, Northern Dist. Cal., rule 11-5(b). Polo's non-opposition to Plaintiffs' Motion and counsel's Request is further made without prejudice to nor waiver of any right to present argument related to any consideration of appointment of class counsel. Fed. Rules Civ. Proc., rule 23(g), 28 U.S.C.

Dated: August 31, 2007

GREENBERG TRAURIG, LLP

By: /s/ William J. Goines

William J. Goines
Jeremy A. Meier
Alisha M. Louie
Attorney for Defendants Polo Ralph Lauren Corporation; Polo Retail, LLC; Fashions Outlet of America, Inc.; and Polo Retail Corporation